

# JOURNAL OF THE SENATE

Friday, May 8, 1970

The Senate was called to order by the President at 8:30 a.m. for the purpose of conducting the order of business of Introduction and reference of Resolutions, Memorials, Bills and Joint Resolutions, pursuant to Rule 4.3.

## INTRODUCTION

By Senator Scarborough—

**SB 1479**—A bill to be entitled An act relating to chapter 17981, Laws of Florida, 1937; establishing an advisory board of the department of housing and urban development; transferring the powers and duties of the housing authority of Jacksonville to the Jacksonville Department of Housing and Urban Development; providing certain employee protections; providing for the assumption of all obligations of the authority by the City of Jacksonville; providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Weber—

**SB 1480**—A bill to be entitled An act relating to Collier County, alcoholic beverage licenses; providing for a special restaurant license under the general provisions of section 561.34, Florida Statutes, and subject to the general provisions of section 561.20(2), Florida Statutes; providing that the "Captain's Table of Everglades City, Inc." shall be issued a special restaurant alcoholic beverage license by the director of the division of beverage; prohibiting said restaurant from selling alcoholic beverages for off-premises consumption; providing for the cancellation and/or revocation of the special restaurant license by the director in the event there is issued to the corporation a hotel, motel, or motor court alcoholic beverage license; providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Mathews, Askew, Bafalis, Barron, Barrow, Beaufort, Bell, Bishop, Boyd, Broxson, Chiles, Daniel, Deeb, de la Parte, Ducker, Fincher, Friday, Gong, Gunter, Haverfield, Henderson, Hollahan, Horne, Johnson, Karl, Knopke, Lane, McClain, Myers, Ott, Plante, Pope, Poston, Reuter, Saunders, Saylor, Scarborough, Shevin, Slade, Stolzenburg, Stone, Thomas, Trask, Weber, Weissenborn, Williams, Wilson and Young—

**SR 1483**—A Resolution dedicated to the Mothers of our State and Nation.

Was read the first time by title and placed on the Calendar.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representatives Brantley and Shaw—

**HB 4120**—A bill to be entitled An act relating to consolidated returns for Florida corporations; amending section 199.102, Florida Statutes; providing for stock ownership requirements and qualifications; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

HB 4120, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Prominski—

**HB 586**—A bill to be entitled An act relating to tax on sales, use and other transactions; amending subsection eight (8), section 212.08, Florida Statutes, by adding paragraph (g) exempting from sales tax the sale of the American flag; providing an effective date.

By Representative Tyrrell—

**HB 3553**—A bill to be entitled An act relating to the sale of liquid fuels, lubricating oils and greases; amending section 526.01, Florida Statutes, to regulate the sale of liquid fuels, lubricating oils and greases; to provide authority to issue stop sale order and disposition of products improperly labeled; providing penalty for interference with product or stop sale order; and providing effective date.

By the Committee on Insurance—

**HB 4104**—A bill to be entitled An act relating to insurance; amending section 627.072(1), Florida Statutes, providing that certain factors shall be used in determining and setting of rates; deleting the words "to the extent applicable"; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

HB 586, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

HB 3553, contained in the above message, was read the first time by title and referred to the Committee on Commerce and Licensed Businesses.

HB 4104, contained in the above message, was read the first time by title and referred to the Committee on Insurance.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Graham—

**HB 4746**—A bill to be entitled An act relating to public schools; amending the term building and bus to read local capital improvement; instructing statutory revision section to make these changes in 1971 Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

HB 4746, contained in the above message, was read the first time by title and referred to the Committee on Education.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Tobiasen—

**HB 1122**—A bill to be entitled An act relating to teachers of specialized subjects; providing that district school boards may hire teachers of specialized subjects for less than a full school day; providing an effective date.

By the Committee on Insurance—

**HB 4192**—A bill to be entitled An act relating to insurance; amending section 627.351, as amended by chapter 69-199, Laws of Florida, creating an insurance risk apportionment plan describing legislative findings relating to windstorm coverage; authorizing expansion of plan to other areas after public hearings; providing certain criteria to be used in determining expansion; requiring all authorized property insurers to provide windstorm coverage or share in an apportionment plan adopted; limiting remuneration of agents; providing an effective date.

By the Committee on Insurance—

**HB 4191**—A bill to be entitled An act relating to insurance; amending section 624.0115(1), Florida Statutes; providing a written order necessary to examine insurers; providing a time when the written order for an examination of insurers shall terminate or expire; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 1122**, contained in the above message, was read the first time by title and referred to the Committee on Education.

House Bills 4192 and 4191, contained in the above message, were read the first time by title and referred to the Committee on Insurance.

*The Honorable John E. Mathews, Jr.* May 7, 1970  
*President of the Senate*

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By The Committee on Insurance—

**HB 4108**—A bill to be entitled An act relating to insurance; prohibiting any insurer doing business in this state from using more than one (1) set of figures purporting to show the insurer's incurred loss; providing that this set of figures will be used on all financial or annual reports of the insurer; providing that this set of figures shall be the same as that given to the United States internal revenue service and any other data required by the department of insurance; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 4108**, contained in the above message, was read the first time by title and referred to the Committee on Insurance.

*The Honorable John E. Mathews, Jr.* May 7, 1970  
*President of the Senate*

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Earle—

**HCR 4006**—A concurrent resolution commending Congress for its wisdom and foresight in passing the Endangered Wildlife Bill, H. R. 11363.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HCR 4006**, contained in the above message, was read the first time in full and placed on the Calendar.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Ware and Others—

**HCR 3996**—A concurrent resolution commending the students of Florida Presbyterian College and the people of St. Petersburg for their untiring efforts to save the lives of thousands of waterfowl trapped in the oil slick that occurred when the Greek Ship Delian Apollon ran aground in Tampa Bay.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HCR 3996**, contained in the above message, was read the first time in full and referred to the Committee on Natural Resources and Conservation.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Kershaw and others—

**HCR 4169**—A concurrent resolution relating to the instruction in Florida history and government in Florida schools.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Stafford—

**HB 3097**—A bill to be entitled An act amending Chapter 237.02 (2) (a), Florida Statutes to provide that purchases made by the county board of public instruction for more than one thousand dollars shall include insurance; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HCR 4169** and **HB 3097**, contained in the above messages, were read the first time by title and referred to the Committee on Education.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Insurance—

**HB 4106**—A bill to be entitled An act relating to property and casualty insurance; amending part VII of chapter 626, Florida Statutes; providing that no insurer shall engage in certain underwriting practices; imposing the burden of proof in administrative or court proceedings on the insurer or agent involved; providing an effective date.

By the Committee on Insurance—

**HB 4099**—A bill to be entitled An act relating to fire and casualty insurers; requiring annual development and reporting of pure premium costs, underwriting and adjustment expenses, and gross rates for Florida experience; requiring method, basis of computation, and forms to be prescribed by the department of insurance and information to be published in annual report of the department of insurance; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
**ALLEN MORRIS**  
Clerk, House of Representatives

House Bills 4106 and 4099, contained in the above message, were read the first time by title and referred to the Committee on Insurance.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Craig—

**HB 3722**—A bill to be entitled An act relating to harness tracks; amending section 550.37(4), Florida Statutes, requiring that closing dates be not later than June 1 of any year; providing an effective date.

By Representative J. R. Clark—

**HB 3711**—A bill to be entitled An act relating to compensation of county officials; amending section 145.12(3), Florida Statutes; extending the time limit for payment of excess moneys into county general fund; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
**ALLEN MORRIS**  
Clerk, House of Representatives

**HB 3722**, contained in the above message, was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Ways and Means.

**HB 3711**, contained in the above message, was read the first time by title and referred to the Committee on Governmental Organization.

The Senate recessed at 8:38 a. m.

The Senate was called to order by the President at 9:00 a. m. A quorum present—43:

Mr. President	de la Parte	Karl	Shevin
Askew	Ducker	Knopke	Slade
Bafalis	Fincher	McClain	Stolzenburg
Barron	Friday	Myers	Stone
Barrow	Gong	Ott	Thomas
Beaufort	Gunter	Plante	Trask
Boyd	Haverfield	Pope	Weber
Broxson	Henderson	Poston	Weissenborn
Chiles	Hollahan	Reuter	Williams
Daniel	Horne	Saunders	Wilson
Deeb	Johnson	Scarborough	

Excused: Senator Karl after 12:00 noon, Senators Bell, Saylor, Lane, Young and Bishop.

Prayer by H. Ray Stewart, pastor, First Pentecostal Holiness Church:

Our heavenly father we thank thee for the land of the free and the home of the brave. Thou hast given us this good land for our heritage, and we humbly beseech thee that we may prove ourselves a people worthy of thy favor and ready to do thy will. Bless our land with honorable industry, sound learning and love for our neighbor. We ask for divine wisdom for thy servants whom thou hast placed here in positions of leadership for our state. Make us realize that only those lands are truly prosperous and happy whose leaders are led by the spirit of God. Lord be merciful unto us and save our nation from violence, discord, and confusion. Deliver us from those who would seek to destroy the very foundations of the righteous.

May we remember thy word, "if my people who are called by my name shall humble themselves and pray and seek my face and turn from their wicked ways, then I will hear from heaven and forgive their sin and heal their land".

In Jesus name, Amen.

The Journal of May 7 was corrected and approved.

#### REPORTS OF COMMITTEES

The Committee on Constitutional Amendments and Revision recommends the following pass: Senate Joint Resolutions 1003 and 773.

The Committee on Governmental Organization recommends the following pass:

SB 907 with 4 amendments	SB 1021	SB 891
SB 787 with 1 amendment	SB 1103	SB 956
SB 869	SB 925	

The bills contained in the foregoing reports were placed on the Calendar.

The Committee on Governmental Organization recommends the following pass: SB 863 with amendments, SB 906.

The bills were referred to the Committee on Ways and Means under the original reference.

The Committee on Governmental Organization recommends the following pass: SB 739.

The bill was referred to the Committee on Transportation under the original reference.

The Committee on Governmental Organization recommends the following pass: SB 398 with 5 amendments

The bill was referred to the Committee on Judiciary under the original reference.

The Committee on Governmental Organization recommends the Committee Substitute as recommended by the Committee on Health, Welfare, and Institutions for the following: CS for SB 132 with 2 amendments

The bill with Committee Substitute attached was placed on the Calendar.

The Committee on Governmental Organization recommends a Committee Substitute for the following: SB 146.

The bill with Committee Substitute attached was placed on the Calendar.

The Committee on Governmental Organization recommends the following not pass: Senate Bills 208 and 737

The Committee on Constitutional Amendments and Revision recommends the following not pass: SJR 1096, HM 3385.

The bills contained in the foregoing reports were laid on the table.

## BILLS REFERRED TO SUBCOMMITTEES

HB 2178 withdrawn from the Appropriations Subcommittee.

## ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SR 1482 with 5 amendments

—reports that the Senate amendments have been incorporated and the bill is returned herewith.

*EDWIN G. FRASER*  
*Secretary of the Senate*

Your Engrossing Clerk to whom was referred SB 564 with 1 amendment

—reports that the House amendment has been incorporated and the bill is returned herewith.

*EDWIN G. FRASER*  
*Secretary of the Senate*

The bill was ordered enrolled.

Your Engrossing Clerk to whom was referred—

SB 60 with 2 amendments      SB 559 with 3 amendments  
SB 511 with 1 amendment      SB 617 with 19 amendments  
SB 554 with 2 amendments

—reports that the Senate amendments have been incorporated and the bills are returned herewith.

*EDWIN G. FRASER*  
*Secretary of the Senate*

The bills were certified to the House.

Unanimous consent was granted Senator Plante to take up SR 1483 out of order.

SR 1483—A Resolution dedicated to the Mothers of our State and Nation.

Was taken up and read the second time in full. On motion by Senator Plante, SR 1483 was unanimously adopted.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Barrow, by two-thirds vote, SB 898 was withdrawn from the Committee on Commerce and Licensed Businesses.

On motion by Senator Chiles, by two-thirds vote, SB 1072 was withdrawn from the Committee on Ways and Means.

On motion by Senator Johnson, by two-thirds vote, SB 834 was withdrawn from the Committee on Education and from the Senate.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 8, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

SB 544                      SB 235  
SB 413                      SB 136

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

The bills contained in the above message were ordered enrolled.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 8, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Sweeney—

HB 3494—A bill to be entitled An act relating to ad valorem taxation, exemptions; repealing the final sentence of 196.191 (3) and 196.191 (12), Florida Statutes, relating to exemption of property held for income for certain nonprofit hospitals; providing an effective date.

By Representative Sweeney—

HB 3972—A bill to be entitled An act relating to the division of installment land sales; amending subsections (2) (c) and (7) of section 16 of Chapter 69-106, Laws of Florida, to substitute the word Florida for the word installment; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

HB 3494, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

HB 3972, contained in the above message, was read the first time by title and referred to the Committee on Governmental Organization.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 8, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendment—

By Senator Horne—

SB 175—A bill to be entitled An act relating to guardianship law; amending section 745.15(1), Florida Statutes, to include homestead property; repealing section 745.15(6), Florida Statutes, providing that the section relating to joinder on behalf of an incompetent husband or wife shall not be construed to apply to homesteads; providing an effective date.

Which amendment reads as follows—

On page 2, lines 3 and 4, strike “be effective upon becoming law” and insert the following: take effect October 1, 1970.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

On motion by Senator Horne, the Senate concurred in the House amendment to SB 175.

SB 175 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—29 Nays—None

Mr. President	Ducker	Karl	Stone
Askew	Friday	Knopke	Trask
Bafalis	Gong	McClain	Weissenborn
Barron	Gunter	Myers	Williams
Beaufort	Haverfield	Plante	Wilson
Boyd	Henderson	Poston	
Chiles	Horne	Saunders	
Daniel	Johnson	Scarborough	

By Senators Mathews, Askew, Bafalis, Barron, Barrow, Beaufort, Bell, Bishop, Boyd, Broxson, Chiles, Daniel, Deeb, de la Parte, Ducker, Fincher, Friday, Gong, Gunter, Haverfield, Henderson, Hollahan, Horne, Johnson, Karl, Knopke, Lane, McClain, Myers, Ott, Plante, Pope, Poston, Reuter, Saunders, Sayler, Scarborough, Shevin, Slade, Stolzenburg, Stone, Thomas, Trask, Weber, Weissenborn, Williams, Wilson, and Young—

SR 1483—A Resolution dedicated to the Mothers of our State and Nation.

WHEREAS, a responsive America, of one accord, has designated Sunday, May 10th, as Mother's Day; a day on which America as one will pause in respect to the Mothers throughout this land, both living and resting in Eternal Peace, and

WHEREAS, it is known that every man, woman and child in the State of Florida will join heartily and sympathetically in expressions of love and appreciation for Mother—that one individual who is able to read in her child that which others cannot see, and to know in her heart of hearts that beneath the surface there is always that something worthwhile to her; that one person who is always ready, willing and able to forget and to forgive our shortcomings, and ever to draw us under the wing of her forgiveness and love, and

WHEREAS, our efforts, however great and however extensive in that behalf, will never enable us to pay to our Mothers the debt of love, respect and consideration which we owe, and

WHEREAS, it is entirely fitting and proper that at least one day in the year has been set apart for us to pause in respect, in love and in reverence to Mother, to assist us the more nearly to repay her for the mental anguish, heart aches and disappointments that we have caused, whether we be fortunate enough to signify that respect, love and reverence by wearing the red flower, or whether we are numbered with the unfortunate hosts who must signify their respect, love and reverence by wearing the white.

NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That this body, collectively and individually, representing the people of Florida, do by this resolution express our thoughts and the thoughts of the citizens of Florida, couched in love and reverence of the Mothers of this State and Nation on the day which is officially dedicated to her memory throughout America, and that same be placed in permanent form by dedicating to this resolution one page in the Senate Journal upon which the same shall be spread.

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 8, 1970

Reuter  
Saunders  
Scarborough

Stolzenburg  
Stone  
Thomas

Trask  
Weissenborn  
Williams

Wilson

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendment—

By Senators Myers and Trask—

**SB 314**—A bill to be entitled An act relating to the investment of public funds; amending section 215.47, Florida Statutes, as amended by section 18, chapter 69-216, Laws of Florida; defining the types of securities in which state funds may be invested and the percent of limitation by type; providing an effective date.

Which amendment reads as follows:

On page 6, lines 7 and 8, strike “upon becoming law” and insert the following: June 30, 1970

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

On motion by Senator Trask, the Senate concurred in the House amendment to SB 314.

SB 314 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—32 Nays—None

Mr. President	de la Parte	Johnson	Saunders
Askew	Ducker	Karl	Scarborough
Bafalis	Friday	Knopke	Stone
Barron	Gong	McClain	Thomas
Beaufort	Gunter	Myers	Trask
Boyd	Haverfield	Plante	Weissenborn
Broxson	Henderson	Poston	Williams
Deeb	Horne	Reuter	Wilson

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 8, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendment—

By Senator Saunders—

**SB 541**—A bill to be entitled An act relating to the plant industry division of the department of agriculture and consumer services, amending subsections (1), (6), (7), (9), (15), (16), (17), (19), (20) of section 581.031, section 581.083, section 581.101, and subsection (1) of section 581.181, Florida Statutes, to strike the words “insect pests and disease” and in lieu thereof add the words “plant pests”; providing effective date.

Which amendment reads as follows:

On page 5, line 29, strike “all of line 29” and insert the following: October 1, 1970.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

On motion by Senator Saunders, the Senate concurred in the House amendment to SB 541.

SB 541 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—34 Nays—None

Mr. President	Broxson	Gong	Karl
Askew	Daniel	Gunter	Knopke
Bafalis	Deeb	Haverfield	McClain
Barron	de la Parte	Henderson	Myers
Beaufort	Ducker	Hollahan	Plante
Boyd	Friday	Johnson	Poston

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 8, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendment—

By Senator Saunders—

**SB 540**—A bill to be entitled An act relating to the plant industry; amending section 581.031 (14), Florida Statutes, to authorize the sale of propagated superior strains of plants and the sale of fruit incidental thereto; providing effective date.

Which amendment reads as follows:

On page 2, lines 10 and 11, strike “become effective immediately upon becoming a law” and insert the following: take effect October 1, 1970

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

On motion by Senator Saunders, the Senate concurred in the House amendment to SB 540.

SB 540 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—34 Nays—None

Mr. President	de la Parte	Karl	Stolzenburg
Askew	Ducker	Knopke	Stone
Bafalis	Friday	McClain	Thomas
Barron	Gong	Myers	Trask
Beaufort	Gunter	Plante	Weissenborn
Boyd	Haverfield	Poston	Williams
Broxson	Henderson	Reuter	Wilson
Daniel	Hollahan	Saunders	
Deeb	Johnson	Scarborough	

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 7, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has again refused to recede from House amendment to SB 267 and has appointed Representatives D'Alemberte, Gustafson and Andrews as a conference committee.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

*The Honorable John E. Mathews, Jr.*  
*President of the Senate*

May 5, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Henderson and Others—

**SB 436**—A bill to be entitled An act relating to marine animals regulation amending section 370.12, Florida Statutes, by adding subsection (4) providing for protection of manta rays; providing a penalty; providing an effective date.

Amendment 1—

On page 1, lines 17 & 18, strike “annoy, injure, molest or”

Amendment 2—

On page 1, line 18, strike all after the words “manta ray”

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

On motions by Senator Henderson, the Senate concurred in House amendments 1 and 2 to SB 436.

SB 436 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	de la Parte	Johnson	Thomas
Askew	Ducker	McClain	Trask
Bafalis	Friday	Myers	Weber
Barron	Gong	Poston	Weissenborn
Beaufort	Gunter	Reuter	Williams
Boyd	Haverfield	Saunders	Wilson
Broxson	Henderson	Scarborough	
Daniel	Hollahan	Stolzenburg	
Deeb	Horne	Stone	

## SECOND READING

Consideration of SCR 1379 was deferred, the bill retaining its place on the Calendar.

**SR 797**—A resolution commending President Hugh F. McKean, of Rollins College, on his concept of external degrees as an educational service to the State of Florida.

Was taken up and read the second time in full.

The Committee on Education offered the following amendment which was moved by Senator Boyd:

Line 29, page 2, and lines 1 through 4, page 3, strike: “and, in commending his plan, urges him promptly to assemble instructional staff, educational offerings, communication facilities, and testing procedures which will make the program of external studies an established part of education in Florida.” and insert the following: a period after “McKean”

On motion by Senator Boyd, the rules were waived and further consideration of SR 797 with pending amendment was deferred, the bill retaining its place on the Calendar.

**SCR 1371**—A Concurrent Resolution relating to the acquisition and preservation of Paynes Prairie.

WHEREAS, the Owners of Paynes Prairie and adjacent highland lake country have decided to dispose of their holdings, and

WHEREAS, it appears that the State of Florida can acquire these lands for recreational purposes at a reasonable price and upon reasonable terms, and

WHEREAS, the commercial development of these unique properties would result in the permanent destruction of one of the nations most valued wildlife and recreational areas and may destroy the ecological and hydrological balance of a large region, and

WHEREAS, the property known as Paynes Prairie located in Alachua County, Florida South of Gainesville is unique in that the ecological, hydrological and geological systems exist in no other areas in Florida, and is one of Florida's major prairies, and

WHEREAS, the area abounds in shore and water fowl with over One Hundred (100) types including the Osprey, Bald Eagle and the largest concentration of Mallards, Widgeons, Pintails and other shallow water feeding ducks in Florida and is the only place in Florida where these are seen on a regular basis, and

WHEREAS, the proper development of the area would contribute to national flyway management control by providing for better distribution of the migratory bird resource and would constitute one of the state's better fresh water fishing centers, and

WHEREAS, the area represents one of Florida's largest concentrations of alligators, and

WHEREAS, the preservation of Paynes Prairie in its natural state is essential to the maintenance of the area water table and

the use which is made of the prairie has a direct and significant effect upon other water resources in the area including Newnans Lake, Levy Lake, Orange Lake, Lochloosa Lake, all of which constitute a recharge area for Florida's underground water supply, and

WHEREAS, Paynes Prairie constitutes a major recharge area for the Florida Aquifer, and

WHEREAS, the area offers a unique opportunity for nature study and wildlife oriented recreation, and

WHEREAS, portions of the property would provide excellent facilities for water sports, and

WHEREAS, the property fronts on Interstate 75, U.S. 441 and State Road 121, providing excellent access to camping areas and other recreational facilities, and

WHEREAS, concerned citizens throughout the state have a great interest in this property because of its uniqueness and strongly desire that this land be obtained and preserved for the benefit of the general public and for recreation and research which would only be possible in this particular location, and

WHEREAS, various governmental bodies have from time to time by resolutions resolved that because of the multiple purpose benefits which Paynes Prairie could provide to the people of Florida and to the people of the United States that the appropriate state and federal agencies investigate the potentiality of acquiring Paynes Prairie, NOW THEREFORE,

*Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:*

That the Department of Natural Resources is hereby directed to proceed with negotiations for the acquisition of approximately Seventeen Thousand Two Hundred (17,200) acres of prairie and upland utilizing available Outdoor Recreational Trust Funds for this purpose.

Be it further resolved that the negotiations proceed as expeditiously as possible in view of the pending possibility of the sale of the property to commercial interests.

Be it further resolved that the Department of Natural Resources be empowered to enter into cooperative agreements with federal, state and local agencies for the purchase and management of Paynes Prairie.

Was taken up and read the second time in full. On motion by Senator Stone, SCR 1371 was adopted and certified to the House. The vote was: Yeas—29 Nays—None

Mr. President	Ducker	Myers	Trask
Bafalis	Friday	Plante	Weber
Beaufort	Gong	Poston	Weissenborn
Boyd	Gunter	Saunders	Williams
Broxson	Haverfield	Scarborough	Wilson
Daniel	Henderson	Stolzenburg	
Deeb	Johnson	Stone	
de la Parte	McClain	Thomas	

**SB 373**—A bill to be entitled An act relating to Chapter 253, Florida Statutes; repealing subsection 253.135 (3), Florida Statutes to delete exception provided therein.

Was taken up, having been read the second time and amended on May 5.

On motion by Senator Henderson, SB 373 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—32

Mr. President	Daniel	Horne	Saunders
Askew	Deeb	Johnson	Scarborough
Bafalis	de la Parte	Karl	Slade
Barron	Ducker	Knopke	Thomas
Barrow	Fincher	McClain	Trask
Beaufort	Gunter	Myers	Weissenborn
Boyd	Haverfield	Plante	Williams
Broxson	Henderson	Reuter	Wilson

Nays—3

Hollahan	Poston	Weber
----------	--------	-------

**SB 498**—A bill to be entitled An act relating to the department of natural resources; repealing subsection (19) of section 25 of chapter 69-106, Laws of Florida, relating to the game and fresh water fish commission; amending chapter 69-106, Laws of Florida, providing that the game and fresh water fish commission shall constitute a separate agency of government; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Daniel, the rules were waived and SB 498 was read the third time by title, passed and certified to the House. The vote was:

Yeas—32

Mr. President	de la Parte	Knopke	Scarborough
Bafalis	Ducker	McClain	Slade
Barron	Gong	Ott	Stolzenburg
Beaufort	Henderson	Plante	Stone
Boyd	Hollahan	Pope	Thomas
Broxson	Horne	Poston	Trask
Chiles	Johnson	Reuter	Williams
Daniel	Karl	Saunders	Wilson

Nays—2

Myers                      Weissenborn

Consideration of SB 493 was deferred, the bill retaining its place on the Calendar.

**SB 686**—A bill to be entitled An act relating to the department of highway safety and motor vehicles, division of drivers' licenses, suspension or revocation of licenses; amending section 322.27(2), Florida Statutes; by assigning specific points for convictions; increasing points assessed for certain convictions; establishing a differential in points assessed for speeding; eliminating provision for courts to assess points within brackets; providing that points shall be determined from date of offense rather than conviction; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Weissenborn, the rules were waived and SB 686 was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	Ducker	Myers	Slade
Askew	Fincher	Ott	Stolzenburg
Bafalis	Gong	Plante	Stone
Barron	Gunter	Pope	Thomas
Barrow	Henderson	Poston	Trask
Beaufort	Horne	Reuter	Weber
Broxson	Johnson	Saunders	Weissenborn
Daniel	Knopke	Scarborough	Williams
de la Parte	McClain	Shevin	Wilson

**SB 711**—A bill to be entitled An act relating to traffic control on turnpike projects; amending subsection 340.23(1), Florida Statutes, deleting the authority of the department to promulgate rules and regulations relating to vehicular speeds, loads and sizes, safety devices, and rules of the road; providing that the vehicle and traffic laws of this state shall apply on any project constructed under chapter 340, Florida Statutes; providing an effective date.

Was taken up and read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Weissenborn:

In Section 1, line 12, page 2, strike the period and insert the following: provided, however, that for purposes of this act any such project shall be considered to be a highway comprising a part of the national system of interstate and defense highways within the meaning of Florida Statutes 317.221.

Senator Weissenborn offered the following amendment which was adopted:

In Section 2, line 21, page 2, strike "July 1, 1970" and insert the following:

October 1, 1970

Senator Barron presiding.

On motion by Senator Weissenborn, the rules were waived and SB 711 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—32

Mr. President	Ducker	McClain	Stolzenburg
Askew	Fincher	Myers	Stone
Bafalis	Gunter	Plante	Thomas
Beaufort	Henderson	Pope	Trask
Boyd	Hollahan	Poston	Weber
Broxson	Horne	Saunders	Weissenborn
Chiles	Johnson	Scarborough	Williams
Deeb	Knopke	Shevin	Wilson

Nays—1

Reuter

#### ABSTENTION FROM VOTING

I abstain from voting on SB 711 because of a conflict of interest. I am presently a party plaintiff to a lawsuit against the Department of Transportation (former Turnpike Authority) on the issues raised in SB 711.

SENATOR C. WELBORN DANIEL, 15th District

Pursuant to Rule 4.14, Senator Hollahan gave notice of intention to request unanimous consent to take up HB 4746 out of order.

**SB 795**—A bill to be entitled An act relating to operation of aircraft while intoxicated; amending section 860.13(1), Florida Statutes, to add additional substances that cause impairment of or deprive normal faculties of pilot; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Ducker, the rules were waived and SB 795 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	de la Parte	McClain	Stolzenburg
Askew	Ducker	Myers	Thomas
Bafalis	Fincher	Ott	Trask
Barrow	Gong	Plante	Weber
Beaufort	Gunter	Pope	Weissenborn
Boyd	Haverfield	Poston	Williams
Broxson	Henderson	Reuter	Wilson
Chiles	Horne	Saunders	
Daniel	Johnson	Scarborough	
Deeb	Knopke	Shevin	

**SB 796**—A bill to be entitled An act relating to driving while intoxicated; amending sections 317.201(1) and 860.01(1), Florida Statutes, by adding additional substances that cause impairment of or deprive normal faculties of driver; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Ducker, the rules were waived and SB 796 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	de la Parte	McClain	Stolzenburg
Askew	Ducker	Myers	Thomas
Bafalis	Fincher	Ott	Trask
Barrow	Gong	Plante	Weber
Beaufort	Gunter	Pope	Weissenborn
Boyd	Haverfield	Poston	Williams
Broxson	Henderson	Reuter	Wilson
Chiles	Horne	Saunders	
Daniel	Johnson	Scarborough	
Deeb	Knopke	Shevin	

**SB 417**—A bill to be entitled An act relating to building standards; providing for the use of safety glazing materials in all glass doors, tubs and shower enclosures, and hazardous locations in all phases of construction; providing a penalty; repealing section 877.12, Florida Statutes, as created by chapter 69-134, Laws of Florida; providing an effective date.

Was taken up and read the second time by title.

Senator Deeb offered the following amendment which was adopted:

In Section 3, line 4, page 2, before the word "replacements" insert permanent

The Committee on Judiciary offered the following amendment which was adopted on motion by Senator Poston:



In Section 2, lines 28 and 29, page 1, strike "where the least dimension of glass exceeds twelve (12) inches." and insert the following: where the dimensions of the glass are more than eighteen (18) inches in width or more than four (4) feet in height.

Senator Ducker offered the following amendment which failed.

In Section 2, line 26, page 1, strike the period and insert the following: Except if it is at least 2 feet above the floor

Senator Pope offered the following amendment which failed:

In Section 1, line 17, page 1, strike everything in line 17 after "all" and insert the following: doors, and bath room

Senator Ducker offered the following amendment which was adopted:

In Section 2, line 26, page 1, strike the period and insert the following: and whose bottom dimension is less than two feet above the floor level

Senator Pope offered the following amendment which was adopted:

In Section 5, line 24, page 2, add subsection (3) as follows: The provisions of this act shall not apply to louver glass doors or windows with screens.

On motion by Senator Poston, the rules were waived and SB 417 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—37 Nays—None

Mr. President	de la Parte	Knopke	Slade
Askew	Ducker	McClain	Stolzenburg
Bafalis	Friday	Myers	Stone
Barron	Gong	Plante	Thomas
Barrow	Gunter	Pope	Weber
Beaufort	Haverfield	Poston	Williams
Boyd	Henderson	Reuter	Wilson
Broxson	Hollahan	Saunders	
Chiles	Johnson	Scarborough	
Daniel	Karl	Shevin	

**SB 570**—A bill to be entitled An act relating to education; authorizing district school boards to employ certain teachers with the approval of the commissioner of education; providing an effective date.

Was taken up and read the second time by title.

The Committee on Education offered the following amendment which was adopted on motion by Senator Barrow:

In Section 1, lines 11 and 12, page 1, after "Section 1." strike all of line 11, and on line 12 strike "sioner of education" and insert the following: the state board of education shall promulgate regulations whereby

The Committee on Education also offered the following amendment which was adopted on motion by Senator Barrow:

In Section 1, lines 14 and 15, page 1, strike: on line 14 "approval by the" and strike all of line 15 and insert the following: Employment by the district school board, pursuant to state board of education regulations, must be renewed each year.

The Committee on Education also offered the following amendment which was adopted on motion by Senator Barrow:

In title, line 4, page 1, following the word "education;" insert the following: providing for state board of education regulations;

The Committee on Education also offered the following amendment which was adopted on motion by Senator Barrow:

In title, lines 6 and 7, page 1, strike "with the approval of the commissioner of education;" and insert the following: ; authorizing renewal of employment;

On motion by Senator Barrow, the rules were waived and SB 570 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—36 Nays—None

Mr. President	Daniel	Horne	Slade
Askew	Deeb	Johnson	Stolzenburg
Bafalis	Ducker	Knopke	Stone
Barron	Fincher	McClain	Thomas
Barrow	Friday	Myers	Trask
Beaufort	Gong	Ott	Weber
Boyd	Gunter	Poston	Weissenborn
Broxson	Haverfield	Saunders	Williams
Chiles	Hollahan	Scarborough	Wilson

**SB 627**—A bill to be entitled An act relating to the Florida Agricultural and Mechanical University; creating a repository of source materials on Afro-American history and culture; providing authority to receive available funds; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Barrow, the rules were waived and SB 627 was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	Daniel	Johnson	Shevin
Askew	Deeb	Knopke	Stolzenburg
Bafalis	Ducker	McClain	Stone
Barron	Fincher	Myers	Thomas
Barrow	Friday	Ott	Trask
Beaufort	Gong	Plante	Weber
Boyd	Gunter	Poston	Weissenborn
Broxson	Haverfield	Saunders	Williams
Chiles	Horne	Scarborough	Wilson

**SB 677**—A bill to be entitled An act relating to education; amending Section 232.03, Florida Statutes, requiring evidence of age for admission to kindergarten; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Broxson, the rules were waived and SB 677 was read the third time by title, passed and certified to the House. The vote was: Yeas—34 Nays—None

Mr. President	Daniel	Knopke	Stolzenburg
Askew	Deeb	McClain	Stone
Bafalis	Ducker	Myers	Thomas
Barron	Friday	Ott	Trask
Barrow	Gong	Pope	Weber
Beaufort	Gunter	Reuter	Weissenborn
Boyd	Haverfield	Saunders	Williams
Broxson	Henderson	Scarborough	
Chiles	Johnson	Slade	

**SB 678**—A bill to be entitled An act relating to the public schools; amending section 237.18(1) and (4), Florida Statutes; specifying that the millages set by the school board and voted are for the current operating fund; making minor changes of terminology; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Broxson, the rules were waived and SB 678 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	Knopke	Stolzenburg
Askew	Fincher	McClain	Stone
Bafalis	Friday	Myers	Thomas
Barrow	Gong	Plante	Weber
Beaufort	Gunter	Poston	Weissenborn
Boyd	Haverfield	Reuter	Williams
Broxson	Henderson	Saunders	Wilson
Chiles	Hollahan	Scarborough	
Daniel	Johnson	Shevin	
de la Parte	Karl	Slade	

**SB 680**—A bill to be entitled An act relating to public education, school plants; amending subsection (2) of section 235.06, Florida Statutes; amending subsection (1) of section 235.26, Florida Statutes; removing requirement that regulations be formulated jointly by the state board of education and the division of health of the department of health and rehabilitative services; authorizing the state board of education to formulate and prescribe all regulations relating to school property and buildings; providing an effective date.

Was taken up and read the second time by title.

The Committee on Education offered the following amendment which was adopted on motion by Senator Broxson:

In Section (2), line eight (8), page two (2), insert the following: The state board of education shall cause to be formulated and shall prescribe regulations providing standards for the protection of the occupants of school buildings to be used by all agencies when inspecting school buildings.

On motion by Senator Broxson, the rules were waived and SB 680 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—40 Nays—None

Mr. President	Deeb	Horne	Scarborough
Askew	de la Parte	Johnson	Shevin
Bafalis	Ducker	Karl	Slade
Barron	Fincher	Knopke	Stolzenburg
Barrow	Friday	McClain	Stone
Beaufort	Gong	Myers	Thomas
Boyd	Gunter	Plante	Weber
Broxson	Haverfield	Pope	Weissenborn
Chiles	Henderson	Reuter	Williams
Daniel	Hollahan	Saunders	Wilson

**SB 682**—A bill to be entitled An act relating to public education; school attendance; amending Section 232.031, Florida Statutes, requiring a health certificate for admission to kindergarten; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Broxson, the rules were waived and SB 682 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	de la Parte	Johnson	Shevin
Askew	Ducker	Karl	Slade
Bafalis	Fincher	Knopke	Stolzenburg
Barron	Friday	McClain	Stone
Barrow	Gong	Myers	Thomas
Boyd	Gunter	Plante	Weber
Broxson	Haverfield	Pope	Weissenborn
Chiles	Henderson	Reuter	Williams
Daniel	Hollahan	Saunders	Wilson
Deeb	Horne	Scarborough	

**SB 659**—A bill to be entitled An act relating to the air conditioning of buildings at the Florida state hospital; providing a supplemental appropriation for certain projects authorized by section 5 of chapter 67-300, Laws of Florida; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Barrow, the rules were waived and SB 659 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	de la Parte	Karl	Slade
Askew	Ducker	Knopke	Stolzenburg
Bafalis	Friday	McClain	Thomas
Barron	Gong	Myers	Weber
Barrow	Gunter	Plante	Weissenborn
Boyd	Haverfield	Pope	Williams
Broxson	Henderson	Reuter	Wilson
Chiles	Hollahan	Saunders	
Daniel	Horne	Scarborough	
Deeb	Johnson	Shevin	

**SB 758**—A bill to be entitled An act relating to abandoned property; amending section 716.02(5), Florida Statutes, eliminating the exemption of United States postal savings deposit; eliminating duplicate language; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Pope, the rules were waived and SB 758 was read the third time by title, passed and certified to the House. The vote was: Yeas—35 Nays—None

Mr. President	Ducker	Knopke	Shevin
Askew	Friday	McClain	Slade
Bafalis	Gong	Myers	Stolzenburg
Barron	Gunter	Ott	Stone
Boyd	Haverfield	Plante	Thomas
Broxson	Hollahan	Pope	Weissenborn
Daniel	Horne	Reuter	Williams
Deeb	Johnson	Saunders	Wilson
de la Parte	Karl	Scarborough	

SB 84 was taken up, together with:

By the Committee on Health, Welfare, and Institutions —

**CS for SB 84**—A bill to be entitled An act relating to mental health; providing for the establishment of community mental health programs; providing for the establishment of service districts; providing a method of state assistance in the funding of local mental health programs and services; providing for appointment and terms of office of community mental health boards and for appointment of directors of local programs; requiring annual local and state planning; providing an effective date.

—which was read the first time by title and SB 84 was laid on the table.

On motion by Senator Reuter, the rules were waived and CS for SB 84 was read the second time by title.

Senator Reuter offered the following amendment which was adopted:

In Section 12, page 15, strike "106" and insert 105

On motion by Senator Reuter, the rules were waived and CS for SB 84 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—36 Nays—None

Mr. President	Fincher	Knopke	Shevin
Askew	Friday	McClain	Slade
Barron	Gong	Myers	Stolzenburg
Boyd	Gunter	Ott	Stone
Broxson	Haverfield	Plante	Thomas
Daniel	Henderson	Pope	Weber
Deeb	Hollahan	Poston	Weissenborn
de la Parte	Johnson	Reuter	Williams
Ducker	Karl	Saunders	Wilson

**SB 622**—A bill to be entitled An act relating to boating safety; amending section 371.54, Florida Statutes, by adding paragraph (5); providing for flags to be used by skin and scuba divers; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In Section 2, line 27, page 1, strike "September" and insert July

Senator Henderson offered the following amendment which was adopted:

In Section 2, lines 26 and 27, page 1, strike Section 2 in its entirety and insert the following: 5(a) Skin divers is defined as a swimmer equipped with a face mask.

Section 2. Any violation of this section shall constitute a misdemeanor and shall, upon conviction, be punished as provided by law.

Section 3. This act shall take effect on July 1, 1970

Senators Henderson and Stone offered the following amendment which was adopted on motion by Senator Henderson:

In title, line 8, insert after the ; providing a penalty;

The President presiding.

On motion by Senator Henderson, the rules were waived and SB 622 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

Mr. President	Gong	Myers	Stolzenburg
Askew	Haverfield	Ott	Stone
Barrow	Henderson	Plante	Thomas
Beaufort	Hollahan	Pope	Trask
Broxson	Horne	Poston	Weber
Deeb	Johnson	Reuter	Weissenborn
Ducker	Karl	Saunders	Williams
Fincher	Knopke	Slade	
Friday	McClain		

Nays—1

Barron

**SB 595**—A bill to be entitled An act relating to wastewater treatment facilities; requiring certain minimum standards of treatment of effluent from wastewater treatment facilities; providing minimum standards for treatment of effluent discharged through ocean outfalls; providing a penalty; providing for enforcement; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Myers:

In Section 1, line 24, page 1, strike "ninety-five percent (95%)" and insert the following: ninety percent (90%)

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Myers:

In Section 1, line 15, page 1, strike "1972" and insert 1973

Senator Pope offered the following amendment which was adopted:

In title, line 4, page 1, after "relating to" add sanitary

Senator Pope also offered the following amendment which was adopted:

In title, line 6, page 1, after "from" add sanitary

Senator Pope also offered the following amendment which was adopted:

In Section 1a, line 21, page 1, after "as to" add sanitary

Senator Pope also offered the following amendment which was adopted:

In Section 1, line 16, page 1, after "all" add sanitary

Senator Stolzenburg offered the following amendment which was adopted:

In Section 4, lines 16-20, page 2, strike: all of Section 4 and renumber the succeeding section.

On motion by Senator Myers, the rules were waived and SB 595 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—39 Nays—None

Mr. President	Ducker	Knopke	Slade
Askew	Fincher	McClain	Stolzenburg
Barron	Friday	Myers	Stone
Barrow	Gong	Ott	Thomas
Boyd	Gunter	Plante	Trask
Broxson	Haverfield	Pope	Weber
Chiles	Henderson	Reuter	Weissenborn
Daniel	Hollahan	Saunders	Williams
Deeb	Horne	Scarborough	Wilson
de la Parte	Johnson	Shevin	

On motion by Senator Hollahan, by two-thirds vote, HB 4746 was withdrawn from the Committee on Education.

Notice having been given pursuant to Rule 4.14, unanimous consent was granted Senator Hollahan to take up out of order—

**HB 4746**—A bill to be entitled An act relating to public schools; amending the term building and bus to read local capital improvement; instructing statutory revision section to make these changes in 1971 Florida Statutes; providing an effective date.

—which was read the second time by title. On motion by Senator Hollahan, the rules were waived and HB 4746 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	de la Parte	Johnson	Scarborough
Askew	Ducker	Karl	Slade
Bafalis	Fincher	Knopke	Stone
Barron	Friday	McClain	Thomas
Barrow	Gong	Myers	Trask
Beaufort	Gunter	Plante	Weber
Boyd	Haverfield	Pope	Weissenborn
Chiles	Henderson	Poston	Williams
Daniel	Hollahan	Reuter	Wilson
Deeb	Horne	Saunders	

**SB 329**—A bill to be entitled An act relating to crawfish traps; amending section 370.14(3)(b), Florida Statutes, to provide that a timed float release device may be used as a buoy to mark a crawfish trap; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Poston:

In Section 1, line 2, page 2, strike "device and the"

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Poston:

In Section 2, line 22, page 2, strike the period (.) and insert the following: and shall expire July 1, 1971.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Poston:

In title, line 7, page 1, strike "as" and insert: with

On motion by Senator Poston, the rules were waived and SB 329 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—24

Mr. President	Fincher	Johnson	Scarborough
Bafalis	Gong	Knopke	Shevin
Beaufort	Gunter	Myers	Thomas
Broxson	Henderson	Plante	Weissenborn
Daniel	Hollahan	Poston	Williams
Deeb	Horne	Reuter	Wilson

Nays—8

Askew	Ducker	McClain	Pope
Barron	Friday	Ott	Trask

**SB 470**—A bill to be entitled An act relating to pollution; amending section 403.191(3), Florida Statutes, and repealing chapter 24952, Laws of Florida, 1947; limiting powers granted to certain industrial plants in Taylor County; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Haverfield, the rules were waived and SB 470 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	de la Parte	Karl	Shevin
Askew	Ducker	Knopke	Slade
Bafalis	Fincher	McClain	Thomas
Barron	Friday	Myers	Trask
Beaufort	Gong	Plante	Weber
Boyd	Gunter	Pope	Weissenborn
Broxson	Haverfield	Poston	Williams
Chiles	Henderson	Reuter	Wilson
Daniel	Horne	Saunders	
Deeb	Johnson	Scarborough	

**SB 900**—A bill to be entitled An act relating to private passenger automobiles; defining "private passenger automobile;" creating a manufacturer's warranty as to standards of safety concerning the ability to sustain shock; providing, in lieu of the warranty, certification by the manufacturer of compliance with the energy absorption standards provided; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Barron, the rules were waived and SB 900 was read

the third time by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	de la Parte	Karl	Shevin
Bafalis	Ducker	Knopke	Slade
Barron	Friday	Myers	Stolzenburg
Barrow	Gong	Ott	Stone
Boyd	Gunter	Plante	Thomas
Broxson	Henderson	Pope	Trask
Chiles	Hollahan	Reuter	Weber
Daniel	Horne	Saunders	Weissenborn
Deeb	Johnson	Scarborough	Wilson

Nays—6

Beaufort	Haverfield	Poston	Williams
Fincher	McClain		

A motion by Senator Thomas that the Conference Committee Report be adopted failed. The vote was:

Yeas—17

Mr. President	Haverfield	Saunders	Williams
de la Parte	Myers	Scarborough	Wilson
Ducker	Plante	Shevin	
Fincher	Pope	Stone	
Friday	Reuter	Thomas	

Nays—21

Askew	Daniel	Johnson	Trask
Barron	Deeb	Knopke	Weber
Barrow	Gong	McClain	Weissenborn
Boyd	Gunter	Ott	
Broxson	Henderson	Slade	
Chiles	Horne	Stolzenburg	

#### CONFERENCE COMMITTEE REPORT ON SJR 171

*The Honorable John E. Mathews, Jr.* May 8, 1970  
*President of the Florida Senate*

*The Honorable Frederick H. Schultz*  
*Speaker of the Florida House of Representatives*

Sirs:

Your Conference Committee on the disagreeing votes of the two houses on Senate Joint Resolution 171, having met, and after full and free conference, have agreed to recommend and do recommend to their respective houses, as follows:

1. That the Senate and the House of Representatives adopt and pass the Conference Committee Bill as proposed by the Conference Committee and attached hereto, without amendment, to read as follows:

A bill to be entitled

An act relating to persons the age 18 and over; providing that the age of attaining legal majority shall be 18 providing for the repeal of the act upon rejection of Senate Joint Resolution 171 by the electors at the general election to be held in 1970; providing an effective date.

*Be It Enacted by the Legislature of the State of Florida:*

Section 1. Every person shall reach legal majority upon attaining the age of eighteen (18) years, and thereafter shall have all the rights and responsibilities of an adult.

Section 2. This act shall take effect immediately upon the Constitutional Amendment contained in Senate Joint Resolution 171 becoming effective. If Senate Joint Resolution is rejected by the electors of this state at the general election to be held in 1970, this act shall be hereby repealed.

2. That, upon passage of the above bill by both houses, the House of Representatives recede from the House amendment by Representatives Pratt and Dubbin and pass Senate Joint Resolution 171 as passed by the Senate.

JERRY THOMAS  
LAWTON M. CHILES  
REUBIN O'D. ASKEW  
HAROLD S. WILSON  
BOB SAUNDERS  
Managers on the part  
of the Senate

GERALD LEWIS  
JEROME PRATT  
WILLIAM G. JAMES  
MURRAY H. DUBBIN  
WILLIAM H. FLEECE  
Managers on the part of the  
House of Representatives

—was read the first time. On motion by Senator Thomas, the rules were waived and the Conference Committee Report was read the second time, and considered.

Senator Friday presiding.

#### EXPLANATION OF VOTE

I voted in conference for the proposed report only for the purpose of giving the Senate an opportunity to try to reconcile this question. I made clear in conference that I would oppose the report on the floor and against the proposed bill to lower the age for reasons other than suffrage.

REUBIN O'D. ASKEW, 2nd District

On motion by Senator Mathews, the Conferees on the part of the Senate were instructed to return to Conference and the House was requested to return its Conferees to Conference. The Senate Conferees were instructed to maintain the position of the Senate, to allow any change only to be a division of the question with a separate vote with reference to 18 year old voting rights and a separate vote with reference to other rights for 18 year old residents.

#### The President presiding.

On motion by Senator Fincher, by two-thirds vote, SB 1283 was withdrawn from the Committee on Judiciary and from the Senate.

On motion by Senator Barrow, Rule 2.5 was waived and the Committee on Commerce and Licensed Businesses was granted permission to consider SB 1424 at the scheduled meeting on Monday.

#### CO-INTRODUCERS

By permission, Senator Stone was recorded as a co-introducer of SB 570.

By permission, Senator Gunter was recorded as a co-introducer of SB 1403.

By permission, Senators Askew, Bafalis, Barron, Boyd, Broxson, Daniel, Deeb, de la Parte, Ducker, Fincher, Friday, Gong, Gunter, Haverfield, Henderson, Hollahan, Johnson, Karl, McClain, Mathews, Myers, Plante, Poston, Saunders, Shevin, Slade, Stolzenburg, Stone, Thomas, Trask, Weber, Weissenborn and Wilson were recorded as co-introducers of SB 84.

By permission, Senators Broxson and Askew were recorded as co-introducers of SB 900; Senator Slade as a co-introducer of SB 470; and Senator Fincher as a co-introducer of SB 1180.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 1:32 p.m. to reconvene at 8:30 a.m., Monday, May 11, 1970.